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OFFICE OF PETITIONS

In re Application of :
Berson, et al. : DECISION ON PETITION
Application No. 09/596,924 :
Filed: June 19, 2000 :
Dkt. No.: PARC-DA0461-US-NP :

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed October 5, 2007.

The Notice of Abandonment, mailed July 5, 2007, states the application is abandoned for failure to timely submit a proper reply to the final Office action mailed January 27, 2005. The final Office action set a three month shortened statutory period of time for reply.

Petitioners assert that a response to the final Office action was timely filed April 25, 2005. Petitioners further argue that a reply to the non-final Office action mailed October 18, 2005 was timely submitted January 18, 2006.

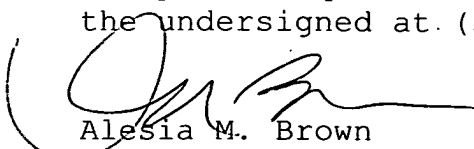
The original responses referenced by petitioners have been located in the application file.

In view of the evidence thereof, the petition to withdraw the holding of abandonment is hereby **GRANTED**.

The Notice of Abandonment is hereby **VACATED** and the holding of abandonment is **WITHDRAWN**.

The application file is being forwarded to Technology Center 2100 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.


Alesia M. Brown
Petitions Attorney
Office of Petitions